

# **EXHIBIT K**

1203

CHAMBERS COUNTY  
SHERIFF'S DEPARTMENT

USE OF FORCE REPORT

HANDS ( ) OC ( ) ASP ( ) FIREARMS ( ) OTHER ☒

IF OTHER please specify:

Taser

DATE: 11-10-05 TIME: 0900

REPORTING OFFICER: Sgt. Johnny Armichael

DEFENDANT: Christopher Candelous McCullough

DOB: 11-27-72 SSN: 416-11-4328 PHONE:

ADDRESS: West Jefferson Prison

WITNESSES: (including law enforcement officers)

MAJ. Clay Stewart Chambers Co. JA: 1 (334) 864-4337

Lt. Keisha Lemette

Sgt. Lisa Davidson

Off. Teddy Hancock

(Please include NAME, ADDRESS, and PHONE NUMBER)

WERE THERE INJURIES?

YES ( )

NO ☒

IF YES, PLEASE EXPLAIN

WAS MEDICAL TREATMENT GIVEN? YES ( )

NO ☒

IF YES, PLEASE EXPLAIN

WAS PHOTOS TAKEN?

YES ( )

NO ☒

DESCRIPTION OF INCIDENT AND THE REASON FOR USING FORCE

I was ordered to pick up and have def. in Court this morning for sentencing on his Burglary and Theft case he had lost by Jury verdict the day before. At approx. 0855 I was notified by Correction Officers that he was refusing to get dressed and go to Court. I and Jail Adm. (Clay Stewart) went to assist these officers. When we arrived def. was standing outside his cell in his underwear. We were again told by correction officers that he was refusing to get dressed to go to Court. I advised def. that I was ordering him to get dressed now or he would be "Tased" and dressed by force. He backed into his cell as if to engage one attempt. I again ordered the def. to get dressed or he would be "Tased" and dressed by force. He still refused and was "Tased", dressed, cuffed and taken to the Nurses Station to be checked. He was then taken to Court by me with no further problems.

# CHAMBERS COUNTY DETENTION FACILITY INCIDENT REPORT

INMATE NAME McCULLOUGH CHRISTOPHER Cornelius  
Last First Middle  
 MASTER ID# 6847 DOB: 11-27-72  
 SOCIAL SECURITY NUMBER 416-11-4328  
 DATE OCCURRED: 11-10-05  
 TIME OCCURRED: 830 hrs  
 PLACE OF INCIDENT: G-Block (G-3)  
 \_\_\_\_\_ NON-INMATE INCIDENT

## NARRATIVE:

on date & time above SGT Davidson & myself % Mallard was doing a cell inspection, When I % Mallard was called on the radio to bring I/m McCullough, I % Mallard informed I/m to get ready for court. I/m McCullough refused to get ready and took his uniform off and was wearing his boxers, SGT Davidson came over and advised the inmate to get ready and if he didn't want to go to court he should of stayed where he was. I % Mallard radioed the LT. Leverett and told her he refused. LT Leverett came up and advised the I/m to get ready and if he didn't want to go to court he should of stayed at prison. Then the Maj. Stewart and officer Carmichael came up I/m McCullough refused to get dressed and officer Carmichael yelled Taser and shot I/m McCullough. I/m McCullough then complied and wanted to get dressed. LT Leverett, % Hancock and myself % Mallard helped

SIGNATURE OF EMPLOYEE / DATE AND TIME: Wesley B Mallard 11-10-05 9:30 hrs  
 NAME AND TITLE (PRINT): Wesley B Mallard %  
 INCIDENT REPORT DELIVERED TO / DATE AND TIME: LT. Leverett 11-10-05 9:30 hrs  
 SIGNATURE OF SUPERVISOR RECEIVING REPORT / DATE AND TIME: Kalisha R. Leverett 11-10-2005  
1000 hrs

INCIDENT REPORT NARRATIVE  
SUPPLEMENT  
(CONTINUED)

PAGE 2 OF 2

I/M McCoullough get dressed and brought  
down to get ready for court.

CHAMBERS COUNTY DETENTION FACILITY  
INCIDENT REPORT

INMATE NAME McCullough Christopher Cornelius  
Last First Middle  
MASTER ID# 6847 DOB: 11-27-72  
SOCIAL SECURITY NUMBER 416-11-4328  
DATE OCCURRED: 11-10-05  
TIME OCCURRED: 0830 0900  
PLACE OF INCIDENT: G-03-R  
       NON-INMATE INCIDENT

## NARRATIVE:

on the above date and time  
St. Reverette radioed and said  
bring Christopher Cornelius McCullough  
down for court. I (Sgt) Davidson  
was doing morning cell inspec-  
tions in Block and went to  
inmate C. McCullough cell and  
told him he needed to get  
ready to go to court and then  
C. McCullough said that he was  
not going to sucking court.  
I told him that if he knew  
that he didn't want to go  
to court then he should had  
stayed at prison and refused  
to come here. I told him once  
again to go ahead and get

SIGNATURE OF EMPLOYEE / DATE AND TIME:

Anna Davidson 11-10-05<sup>AD</sup>

NAME AND TITLE (PRINT):

Anna Davidson / Sgt

INCIDENT REPORT DELIVERED TO / DATE AND TIME:

St. Reverette 11-10-05

SIGNATURE OF SUPERVISOR RECEIVING REPORT / DATE AND TIME:

Rakesha R. Reverette 11-10-20051008 hrs2

ADDITIONAL PAGES FOLLOW

PAGE 1 OF

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INCIDENT REPORT NARRATIVE  
SUPPLEMENT  
(CONTINUED)

PAGE 2 OF 3

ready and Jim C. McCullough said that he was not going and no one could make him go. Co Mallard radioed St. Riverette and told her Jim C. McCullough refused to go to Court and Co Hancock had made it to D-Block to take Jim C. McCullough down to be transported to Court and was waiting for Jim C. McCullough and tried talking him into complying and going to Court. Soon after St. Riverette came to G-Block. St. asked Jim to get ready. He again refused and she told him that he should have stayed at Donabson prison. He Jim McCullough said well I still ain't going to Court. Deputy (Johnny) Carmichael and then Major Clay Stewart came to G-Block. Jim C. McCullough still refused and was told several times to get ready or he would be seized and made to get dressed and

INCIDENT REPORT NARRATIVE  
SUPPLEMENT  
(CONTINUED)

PAGE 3 OF 3

taken He said it aint  
going. He then C McLaughlin  
was warned again and  
didn't comply and was tazed  
and he then dropped and  
was taken to Court.



# CHAMBERS COUNTY DETENTION FACILITY INCIDENT REPORT

INMATE NAME McCullough Christopher Cornelius  
Last First Middle  
 MASTER ID# 6847 DOB: 11-27-72  
 SOCIAL SECURITY NUMBER 416-11-4328  
 DATE OCCURRED: 11-10-05  
 TIME OCCURRED: 0845 hrs  
 PLACE OF INCIDENT: G-BLOCK  
☐ NON-INMATE INCIDENT

## NARRATIVE:

On 11-10-05 at 0845 hrs, I c/o Hancock was in G-Block getting I/M McCullough, so that he could be transported to the courthouse. When I, c/o Hancock why I was there to get him, I/M McCullough said that he refused to do it. I, c/o Hancock asked I/M McCullough what he refused to do. And I/M McCullough said that he refused to go to courthouse. I c/o Hancock told I/M McCullough that he could not refused to go to the courthouse. But I/M McCullough again stated that he was not going to go. So I c/o Hancock raided back down to booking to inform them that I/M McCullough ~~sa~~ stated that he was not coming down to be transported to the courthouse. That's when SGT Carmichael raided back that I/M McCullough better be ready by the time he got up to G-Block. I/M McCullough heard what SGT Carmichael said, he I/M McCullough still insisted that he was not going to the courthouse. After I/M McCullough finished that statement, MAJ Stewart, LT. LEVERETT, SGT Carmichael, SGT Davidson

SIGNATURE OF EMPLOYEE / DATE AND TIME: c/o Hancock 11-10-05/0845hrs  
 NAME AND TITLE (PRINT): Teddy Hancock  
 INCIDENT REPORT DELIVERED TO / DATE AND TIME: LT LEVERETT, 11-10-05/0845hrs  
 SIGNATURE OF SUPERVISOR RECEIVING REPORT / DATE AND TIME: Deborah R. Leverett 11-10-2005  
1000 hrs

INCIDENT REPORT NARRATIVE  
SUPPLEMENT  
(CONTINUED)PAGE 2 OF 2

And C/O Mallard entered G-Block And they All headed to G-3, where I/O Hancock and I/M McCullough were located. MAJ Stewart informed I/M McCullough that he could not refuse to go court. And I/M McCullough kept stating that he was refusing to go to court. During that time SGT Carmichael kept insisting that I/M McCullough get dressed so that he could be transported to court. SGT CARMICHAEL gave I/M McCullough (3) three chances to get ready. But I/M McCullough did not make Any Attempt to get dress. So SGT Carmichael ended up using the taser on I/M McCullough.

Chambers County Detention Facility  
Incident Report

INMATE NAME: McCullough, Christopher Cornelius

MASTER I.D.#: 6847

SOCIAL SECURITY NUMBER: 416-11-4328

DATE OCCURRED: 11-10-2005

TIME OCCURRED: 0830/0845

PLACE OF INCIDENT: G-3

\_\_\_\_\_ NON-INMATE INCIDENT

NARRATIVE:

On the above date and time CO Mallard radioed and advised me that Inmate McCullough advised him that he was not going to court. I left out of booking and went to G-Block where Inmate McCullough was being housed during his brief stay with us from prison. Inmate McCullough was sitting on the bed, and advised me that he was not going to court. I advised Inmate McCullough that he should have told the guards at the prison that he came from that he was not going to court before he came here. I advised McCullough that he was picked up to go to court and he was going. I advised Inmate McCullough to get up and get dressed. Inmate McCullough continued to sit there and advised me that it was his constitutional right not to go to court if he didn't want to go. I advised Inmate McCullough again to get up and get ready for court or we would dress him and carry him out of the cell to take to court. Inmate McCullough still refused to get up and comply.

SGT Johnny Carmichael had entered G-Block at that time. Inmate McCullough had stood up in the cell door. SGT Carmichael advised Inmate McCullough that he needed to get up and get dressed because the Judge was waiting on him. Inmate McCullough advised SGT Carmichael that he was not going. Inmate McCullough advised us that we were going to have to hurt him or kill him because he was not going. SGT Carmichael advised Inmate McCullough that we were not going to continue to ask him to get up and get dressed. Inmate McCullough continued to say that he was not going. At that time Major Clay Stewart had entered the cellblock. SGT Carmichael advised Inmate McCullough that this would be the last time that he would ask him (McCullough) to comply with our order to get dressed for court or he would use his taser. Inmate McCullough advised SGT Carmichael that he didn't care about being tased he still wasn't going to court. SGT Carmichael yelled taser twice so that we (the Correctional Officers) could get out of the way and tased Inmate McCullough for approximately five seconds. Once SGT Carmichael released the trigger on the taser CO Teddy Hancock and I caught Inmate McCullough and sat him down in the middle of the floor. I advised Inmate McCullough that he needed to get dressed for court. Inmate McCullough just looked up at us and sat up on his bed. CO Hancock removed the prongs from Inmate McCullough body and CO Mallard and I helped Inmate McCullough get dressed. Inmate McCullough was then handcuffed and taken down the hallway to be transported to court by SGT Carmichael.

Lieutenant LaKesha R. Leverett  
Chambers County Detention Facility

## Statement

On 11-10-2005 at approximately 0900 hours I was notified that Christopher McCullough was refusing orders to leave his cell for court. Sgt. Johnny Carmichael was in booking waiting to transport McCullough to court. I asked Sgt. Carmichael to go to the cellblock with me to bring McCullough to booking. Sgt, Carmichael and I arrived at McCullough's cell and Lt. Leverett advised me that McCullough was refusing to dress and go to court. McCullough was standing outside his cell in his underwear. McCullough stated that he did not have to leave his cell if he did not want to and we could not make him attend court or get dressed. I advised McCullough that he was to follow the officer's orders and dress and to prepare to attend court. McCullough continued to state he was not going to dress and go to court. McCullough entered his cell and stated he was not going anywhere unless we used force. McCullough took a defensive stance as if prepared to engage officers in a physical struggle. McCullough had his fists balled up and make several statements that we were going to have to remove him from his cell by force. Sgt. Carmichael advised McCullough that the Taser would be used to remove him from his cell and the Corrections Officers would dress him if he did not comply. McCullough again failed to comply and continued to state he was not leaving his cell. Sgt. Carmichael ordered McCullough a second time to comply and he still refused. At this point Sgt. Carmichael deployed the Taser, per department policy, on McCullough. After being Tased McCullough was dressed, cuffed, and taken to the nurses station where he was checked for injury. McCullough was then transported to court with no further problems.

A handwritten signature in black ink, appearing to read 'C Stewart', with a long horizontal line extending from the end of the signature.

Major Clay Stewart  
Chambers County Sheriff's Office

DESCRIPTION OF INCIDENT AND THE REASON FOR USING FORCE

I WAS ORDERED TO PICKUP AND HAVE DEF. IN COURT this morning for sentencing on his Burglary AND Theft case he had lost by Jury Verdict the day before. At Approx. 0855 I WAS NOTIFIED BY Correction Officers that he was refusing to get dressed AND go to Court. I AND Jail ADM. (Clay Stewart) went to assist these officers. When we arrived DEF. WAS standing outside his cell in his underwear. We were AGAIN told by correction officers that he was refusing to get dressed to go to Court. I advised DEF. that I was ordering him to get dressed now or he would be "Tased" AND dressed by force. He backed into his cell AS if to engage our attempt. I AGAIN ordered the DEF. to get dressed or he would be "Tased" AND dressed by force. He still refused AND WAS "Tased", dressed, cuffed AND taken to the nurses station to be checked. He WAS then taken to Court by me with NO further problems.



1203

CHAMBERS COUNTY  
SHERIFF'S DEPARTMENT

USE OF FORCE REPORT

HANDS ( ) OC ( ) ASP ( ) FIREARMS ( ) OTHER ☒

IF OTHER please specify: Taser

DATE: 11-10-05 TIME: 0900

REPORTING OFFICER: Sgt. Johnny Amichael

DEFENDANT: Christopher Cornelious McCullough

DOB: 11-27-72 SSN: 416-11-4328 PHONE: \_\_\_\_\_

ADDRESS: West Jefferson Prison

WITNESSES: (including law enforcement officers)

MAJOR CLAY STEWART CHAMBERS CO. JA:1 (334) 864-4337

Lt. Keisha Levelette " " " " " "

Sgt. LISA DAVIDSON " " " " " "

Off. Teddy Hancock " " " " " "

(Please include NAME, ADDRESS, and PHONE NUMBER)

WERE THERE INJURIES? YES ( ) NO ☒  
IF YES, PLEASE EXPLAIN \_\_\_\_\_

WAS MEDICAL TREATMENT GIVEN? YES ( ) NO ☒  
IF YES, PLEASE EXPLAIN: \_\_\_\_\_

WAS PHOTOS TAKEN? YES ( ) NO ☒